IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 15TH JUNE 2007 / 25TH JYAISHTA 1929

WP(C).No. 82 of 2007(I)

PETITIONER:

P.A. HARIS, S/O.LATE P.A.ABOOBAKER,
PATIA P.O., KASARAGOD.

BY ADV. SRI.T.B.SHAJIMON

RESPONDENTS:
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1. THE STATE OF KERALA,
REP.BY ITS SECRETARY, LABOUR AND REHABILITATION(S)
DEPARTMENT, THIRUVANANTHAPURAM.

2. THE DISTRICT EXECUTIVE OFFICER,
KERALA MOTOR TRANSPORT WORKERS WELFARE TRANSPORT
WORKERS WELFARE FUND BOARD, KASARAGOD DIST.,
KANHANGAD-671 315.

R1 BY GOVT. PLEADER SRI.I.V.PRAMOD.
R2 BY ADV. SRI.PAULSON C.VARGHESE,SC,KMTWF BOARD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

WP(C) NO. 82 OF 2007 - I

Dated this the 15th day of June, 2007

J U D G M E N T

The petitioner challenges Exts.P1 and P2 final determination orders, Ext.P3 appellate order and Ext.P4 demand notice by which he has been directed to pay the contributions under the Kerala Motor Transport Workers Welfare Fund Act. However, now the petitioner's prayer is for a direction to the second respondent to permit the petitioner to pay the amounts due in instalments.

2. Having heard learned counsel for the petitioner, the learned Standing Counsel appearing for the second respondent as also the learned Government Pleader, the writ petition is disposed of on the following terms:-

The second respondent shall permit the petitioner to pay the amounts due in six equal monthly instalments starting from 2.7.2007. Subsequent instalments shall be paid on the first working day of every month. If the petitioner pays the instalments without

default, in time, further proceedings pursuant to the impugned orders shall be kept in abeyance. If the petitioner commits default in payment of any one instalment, it would be open to the respondents to continue the proceedings pursuant to the impugned orders without having to issue any fresh notice or proceedings in that regard.

S. SIRI JAGAN,
Judge

Mbs/

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED:01-06-2007